THE HON'BLE SRI JUSTICE V.V.S. RAO

WRIT PETITION No.18153 of 2007

Dated: 28-08-2007

Between:
Pittala Mallaiah and others.

.... PETITIONER

AND

The District Collector, Ranga Reddy District and others.

.... RESPONDENTS

THE HON'BLE SRI JUSTICE V.V.S. RAO

WRIT PETITION No.18153 of 2007

ORDER:

The petitioners claim to be the legal heirs of Pittala Ayyanna, who is allegedly a protected tenant of land comprised in Survey Nos.357 and 358. After the death of the predecessor, the petitioners filed O.S.No.268 of 2006 in the Court of the Junior Civil Judge, Ibrahimpatnam for declaration that they are the legal heirs of Pittala Ayyanna. The said Court passed a decree on 8.11.2006 declaring them as such. The petitioners then approached the Mandal Revenue Officer in November, 2006 seeking necessary changes in the record of rights, in vain. Therefore, they filed the present writ petition.

A perusal of the application filed by the petitioners before the second respondent would show that in effect they asked for change of record of rights as per Section 4 of the Andhra Pradesh Record of Rights in Land and Pattadar Pass Books Act, 1971 ('the Act', for brevity). In such an event, the second respondent is required to proceed in accordance with Section 5(3) of the Act read with Rules 18 and 19 of the Andhra Pradesh Record of Rights in Land and Pattadar Pass Books Rules, 1989 and pass appropriate orders.

Therefore, this writ petition is disposed of observing that the second respondent may take up enquiry and pass necessary orders within a period of six months from the date of receipt of a copy of this order.

No costs.

(V.V.S. RAO,J)

28th August, 2007

pnb